

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

Chapter 217.

An Act relative to elections of Treasurer and Collector of Taxes of the City of Augusta.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section 1. The treasurer and collector of taxes of the city of Augusta may be one and the same person.

Section 2. The election on March sixteen, nineteen hundred and three, of James R. Townsend as treasurer and collector of taxes of the city of Augusta is hereby made legal and valid.

Election of James R. Townsend made legal.

Section 3. This act shall take effect when approved.

Approved March 19, 1903.

Chapter 218.

An Act to enlarge the powers of the Carrabassett Stock Farms.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section 1. The Carrabassett Stock Farms, a corporation organized under the general law and having an established place of business at Anson in the county of Somerset, is hereby authorized to supply the inhabitants of Anson with water suitable for industrial, domestic, sanitary and municipal purposes, including the extinguishment of fire; and shall have all the rights and privileges and be subject to all the liabilities and obligations of similar corporations under the general laws of this state.

Carrabassett Stock Farms authorized to supply inhabitants of Anson with water.

Section 2. For any of the purposes aforesaid or for the preservation and purity of said water, said corporation is hereby authorized to take and use water from the Carrabassett river or its tributaries, or from any springs, wells or ponds in said town of Anson; to conduct and distribute the same into and through the said town of Anson; to survey for, locate, lay, erect and maintain suitable dams, reservoirs, stand pipes, machinery, pipes, aqueducts and fixtures; to carry its pipes or aqueducts under, in and over the Carrabassett river, or under, over or along any water course, bridge, street, railroad, highway or other way; and said corporation is further authorized to enter upon and excavate any highway, or other way, in such manner as least to obstruct the same; to enter, pass over and excavate any lands, and to take and hold, by purchase or otherwise, any real estate, rights of way or of water, and in general do any acts necessary, convenient or proper, for carrying out any of the purposes here-

May take water.

—may conduct and distribute water.

—may lay pipes.

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inbefore specified. And said corporation is further authorized, for the purpose of making all needed repairs or service connections, to lay its pipes through any public or private lands or ways, with the right to enter upon the same or dig therein, and said corporation may make written regulations for the use of said water, and change the same from time to time.

Plans of land and water taken shall be filed in registry of deeds.

Section 3. Said corporation shall file in the registry of deeds in the county of Somerset, plans of all lands and water rights taken under the provisions of this act; and no entry shall be made upon any lands, except to make surveys, until the expiration of ten days from said filing; and with such plan, the corporation may file a statement of the damage it is willing to pay the owner for any property so taken, and if the amount finally awarded does not exceed that sum, the company shall recover costs against such owner, otherwise such owner shall recover costs against the company.

Liabie for damages by use of streets

Section 4. Said corporation shall be held liable to pay all damages that shall be sustained by any persons, to themselves or their property, occasioned by the use of such streets and ways, and shall pay to said town all sums recovered against said town for damage from obstruction caused by said corporation, and for all expense, including reasonable counsel fees incurred in defending such suits, with interest on the same; but said corporation may assume the defense of suits brought to recover damages as aforesaid; and also for all damages sustained by any persons by the taking of any land, water, rights of way or other property, or by excavating through any land for the purpose of laying or building any dams, reservoirs, pipes and aqueducts, and for any other injuries resulting from said acts. And if any person sustaining damage as aforesaid, shall not agree with said corporation upon the sum to be paid therefor, either party, on petition to the county commissioners of Somerset county, within twelve months after said plans are filed, may have said damage assessed by them, and subsequent proceedings, and right of appeal thereon, shall be had in the same manner and under the same conditions, restrictions and limitations, as are by law prescribed in the case of damages by the laying out of highways. Failure to apply for damages within said twelve months, shall be held to be a waiver of the same.

—damages for taking lands, etc.

—proceedings in case of disagreement on damages to be paid.

May make contracts to supply water.

Section 5. Said corporation is hereby authorized to make contracts with the United States, the state of Maine, the county of Somerset, the town of Anson or any village corporation in said town and with the inhabitants thereof or any corporation for the purpose of supplying water as contemplated by this act. And said town of Anson by its municipal officers, or any village

corporation by its proper officers, are hereby authorized to enter into contract with said company for a supply of water for any and all purposes mentioned in this act and for such exemptions from public burdens as said town or village corporation and said company may agree, which when made, shall be legal and binding upon all parties thereto.

Section 6. Whoever shall wilfully or maliciously injure any of the property of said corporation, or knowingly corrupt the sources of its water supply, or any of its tributaries so as to affect the purity of the water taken by said corporation, or in any manner pollute them as aforesaid whether frozen or not, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, and shall be liable to said corporation for three times the actual damage, to be recovered in any proper action.

Pollution of water.

—punishment for.

Section 7. Said corporation for all its purposes may hold real and personal estate necessary and convenient therefor, not exceeding two hundred thousand dollars.

May hold property to a sum not exceeding \$200,000.

Section 8. Said corporation, for the construction of its works of any and all kinds, is authorized to issue its bonds in such form and amount, and on such time and rates as it may deem expedient, and secure the same by mortgage of its franchise and property.

May issue bonds.

Section 9. Said corporation is hereby authorized to take by eminent domain, land, water and water power necessary for its purposes; also to store water in Middle Carrying Place pond in Middle Carrying Place and Rowe pond in Pleasant Ridge, and for that purpose may take material and build dams on the outlets of said ponds and raise the water therein, and widen and deepen the said outlets.

May exercise rights of eminent domain.

Section 10. For damages caused by flowing lands adjacent to said ponds, said corporation shall be liable to the process provided by the mill act.

Damages for flowing.

Section 11. This act shall take effect when approved.

Approved March 20, 1903.